

**Introduced by Senator Simitian**

February 24, 2012

---

An act to amend Section 42231 of the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1359, as introduced, Simitian. Solid waste: compost.

The California Integrated Waste Management Act of 1989, which is administered by the Department of Resources Recycling and Recovery, defines “compost” for purposes of the act as the product resulting from the controlled biological decomposition of organic wastes that are source separated from the municipal solid waste stream or source separated at a centralized facility and includes vegetable, yard, and wood wastes that are not hazardous waste. Existing law also defines “compost” for purposes of certain provisions within the act requiring the purchase of compost by state agencies in similar a manner except that it does not include wastes source separated at a centralized facility and does not specify that wastes include vegetable, yard, or wood wastes that are not hazardous waste.

This bill would revise the definition of compost applicable to state agency purchases to conform to the definition applicable to the whole act.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 42231 of the Public Resources Code is  
2 amended to read:

3     42231. ~~“Compost” means the product resulting from the~~  
4 ~~controlled biological decomposition of organic wastes that are~~  
5 ~~sources separated from the municipal solid waste stream~~ *has the*  
6 *same meaning as defined in Section 40116.*

7     SEC. 2. This act is an urgency statute necessary for the  
8 immediate preservation of the public peace, health, or safety within  
9 the meaning of Article IV of the Constitution and shall go into  
10 immediate effect. The facts constituting the necessity are:

11     Due to the need to encourage the use of composting, thereby  
12 protecting the public health and safety and the environment, it is  
13 necessary that this act take effect immediately.